

SEALED BY ORDER  
OF COURT 19

00159

EJD

UNITED STATES DISTRICT COURT

NC

NORTHERN DISTRICT OF CALIFORNIA

SAN JOSE DIVISION

THE UNITED STATES OF AMERICA

vs.

DANIEL REYES RUIZ

FILED  
APR 04 2019

SUSAN Y. SOONG  
CLERK, U.S. DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE

INDICTMENT

COUNT ONE: (18 U.S.C. §§ 1030(a)(2)(C) and (c)(2)(B)(ii) – Computer Intrusion)

COUNT TWO: (18 U.S.C. §§ 2511(1)(a) and (4)(a) – Interception of Wire or Electronic Communications)

*A true bill.*

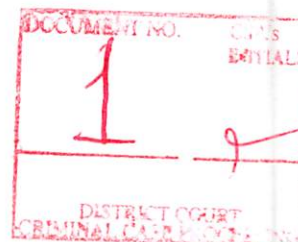
  
Foreperson

Filed in open court this 4 day of April  
A.D. 2019



United States Magistrate Judge

Bail. \$ Summons with return date of April 10, 2019



SEALED BY ORDER  
OF COURT

FILED

APR 04 2018  
SUSAN Y. SOONG  
CLERK, U.S. DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE

DAVID L. ANDERSON (CABN 149604)  
United States Attorney

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

SAN JOSE DIVISION

UNITED STATES OF AMERICA,

Plaintiff,

v.

DANIEL REYES RUIZ,

Defendant.

CR 19 00159

VIOLATIONS: Title 18, United States Code,  
Sections 1030(a)(2)(C) and (c)(2)(B)(ii) – Computer  
Intrusion to Obtain Private Information; Title 18  
United States Code, Sections 2511(1)(a) and (4)(a) –  
Interception of Wire or Electronic Communications

[UNDER SEAL]

INDICTMENT

The Grand Jury charges:

COUNT ONE: (18 U.S.C. §§ 1030(a)(2)(C) and (c)(2)(B)(ii) – Computer Intrusion)

Beginning on or about May 18, 2018 and continuing to approximately June 20, 2018, within the  
Northern District of California, and elsewhere, the defendant,

DANIEL REYES RUIZ,

intentionally accessed a protected computer used in interstate and foreign commerce without  
authorization and exceeding authorized access, and thereby obtained information from a protected  
computer, and the offense was committed in furtherance of a criminal and tortious act in violation of the  
laws of the United States and the State of California, that is, defendant used the internet to access at least  
18 separate email accounts without the knowledge or consent of the owner and thereby obtained

INDICTMENT

1 personal information, including private photographs and videos, which defendant downloaded and kept  
2 for his own purposes, in violation of 18 U.S.C. §§ 1030(a)(2) and (c)(2)(B)(ii).

3  
4 COUNT TWO: (18 U.S.C. §§ 2511(1)(a) and (4)(a) – Interception of Wire or Electronic  
5 Communications)

6 On or about June 20, 2018, within the Northern District of California, and elsewhere, the  
7 defendant,

8 DANIEL REYES RUIZ,

9 intentionally intercepted and endeavored to intercept, wire and electronic communications; that is, the  
10 defendant intercepted and endeavored to intercept electronic mail messages on approximately 37  
11 separate Yahoo/Oath email accounts, without the knowledge or consent of the users of those accounts,  
12 all in violation of 18 U.S.C. §§ 2511(1)(a) and (4)(a).

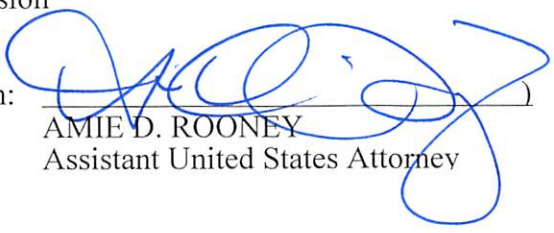
13  
14 DATED: 4-4-19

A TRUE BILL.

  
FOREPERSON  
San Jose

18 DAVID L. ANDERSON  
19 United States Attorney

20   
21 FBI  
22 HALLIE HOFFMAN  
Chief, Criminal Division

23 (Approved as to form: 

24 AMIE D. ROONEY  
25 Assistant United States Attorney  
26  
27  
28

**SEALED BY ORDER  
OF COURT****DEFENDANT INFORMATION RELATIVE TO A CRIMINAL ACTION - IN U.S. DISTRICT COURT**BY: ☐ COMPLAINT ☐ INFORMATION ☒ INDICTMENT  
☐ SUPERSEDING**OFFENSE CHARGED**Count One: 18 U.S.C. §§ 1030(a)(2) and (c)(2)(B)(iii) B -  
Computer Intrusion to Obtain InformationCount Two: 18 U.S.C. §§ 2511(1)(a) and (4)(a) -- Interception  
of Wire or Electronic Communications☐ Petty  
☐ Minor  
☐ Misdemeanor  
☒ **Felony**PENALTY: Five years imprisonment, \$250,000 fine, three years supervised  
release, and \$100 special assessment.**CR 19**

Name of District Court, and/or Judge/Magistrate Location

NORTHERN DISTRICT OF CALIFORNIA

SAN JOSE DIVISION

**DEFENDANT - U.S.**

DANIEL REYES RUIZ

DISTRICT COURT NUMBER

**00159****FILED**  
**APR 04 2019**  
CLERK, SUSAN Y. SOONG  
NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE**DEFENDANT****IS NOT IN CUSTODY**

Has not been arrested, pending outcome of this proceeding.

1) ☒ If not detained give date any prior  
summons was served on above charges2) ☐ Is a Fugitive3) ☐ Is on Bail or Release from (show District)**IS IN CUSTODY**4) ☐ On this charge5) ☐ On another conviction☐ Federal ☐ State6) ☐ Awaiting trial on other charges

If answer to (6) is "Yes", show name of institution

Has detainer ☐ Yes  
been filed? ☐ NoIf "Yes"  
give date  
filed**DATE OF  
ARREST**

Month/Day/Year

Or... if Arresting Agency &amp; Warrant were not

**DATE TRANSFERRED  
TO U.S. CUSTODY**

Month/Day/Year

☐ This report amends AO 257 previously submitted**PROCEEDING**

Name of Complainant Agency, or Person (&amp; Title, if any)

FBI Noelle Gotthardt

☐ person is awaiting trial in another Federal or State Court,  
give name of court☐ this person/proceeding is transferred from another district  
per (circle one) FRCrp 20, 21, or 40. Show District☐ this is a reprosecution of  
charges previously dismissed  
which were dismissed on motion  
of:☐ U.S. ATTORNEY ☐ DEFENSESHOW  
DOCKET NO.☐ this prosecution relates to a  
pending case involving this same  
defendantMAGISTRATE  
CASE NO.☐ prior proceedings or appearance(s)  
before U.S. Magistrate regarding this  
defendant were recorded under

Name and Office of Person

Furnishing Information on this form DAVID L. ANDERSON☒ U.S. Attorney ☐ Other U.S. Agency

Name of Assistant U.S.

Attorney (if assigned)

AMIE D. ROONEY**ADDITIONAL INFORMATION OR COMMENTS****PROCESS:**☒ SUMMONS ☐ NO PROCESS\* ☐ WARRANT

Bail Amount: \_\_\_\_\_

If Summons, complete following:

☒ Arraignment ☒ Initial Appearance

Defendant Address:

\* Where defendant previously apprehended on complaint, no new summons or  
warrant needed, since Magistrate has scheduled arraignmentDate/Time: April 12, 2019, 1:30 p.m. Before Judge: Virginia K. DeMarchi

Comments: